

Eugene T. Smith

Attorney at Law

(202) 347-2363

BOOKET FILE COPY ORIGINAL

JUN 15 1994 715 G Street, S.E.
Washington, D.C. 20003

June 15, 1994

Mr. William Caton
Acting Secretary
Federal Communications Commission
Washington, D.C. 20554

Re: FM Petition
For Rule Making

Dear Mr. Caton:

On behalf of Phase II Broadcasting, Inc., licensee of Station WLTS (FM), Slidell, Louisiana, there are transmitted herewith for filing an original and four copies of a Petition For Rule Making seeking to amend § 73.202 (b) of the Commission's Rules. Counsel's review of 1991 Department of Commerce publications reveals that Slidell, Louisiana, has now been re-classified as an urbanized area. Thus, the attached Petition For Rule Making seeks a change in the Table of Allotments for a FM channel from one urbanized area to another urbanized area.

If additional information is needed, please contact the undersigned.

Very truly yours,



Eugene T. Smith

ETS:ch

Attachments

cc: Public File (w/att.)

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List A B C D E MMB

DOCKET FILE COPY ORIGINAL
Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

JUN 1 5 1994

In the Matter of

Amendment of Section 73.202 (b),
Table of Allotments,
FM Broadcast Stations

New Orleans, and Slidell,
Louisiana

RM-

To: Chief, Allocations Branch
Policy and Rules Division
Mass Media Bureau

PETITION FOR RULE MAKING

Phase II Broadcasting, Inc. (Phase II) is the licensee of Stations WLTS (FM), Slidell, and WGSO (AM), New Orleans, both Louisiana. This Petition respectfully requests that the Commission issue a Notice of Proposed Rule Making seeking to amend § 73.202 (b) of its Rules by deleting Channel 287 from Slidell, and restoring same to New Orleans. In support, the following is shown:

1.) In 1966, pursuant to a Petition For Rule Making, §73.202 (b) was amended by deleting Channel 287 from New Orleans, and adding same to the Table of Allotments for Slidell (Attachment A). Station WLTS (FM) currently operates from a transmitter/antenna site depicted in Attachment B.

2.) As set forth under § 1.420 of the Commission's Rules, and in Docket No. 88-526, this proposal is permissible. As noted

in Paragraph 28 of the Report and Order in Docket No. 88-526, the Commission will not entertain a change in the city of allotment and license when it would deprive a community of an existing service representing its only local transmission service. Since Station WSLA (AM) is licensed to Slidell, Louisiana, this community will continue to have its local transmission service. This proposed change is mutually exclusive with Phase II's operation of Station WLTS (FM).

For these reasons, it is respectfully requested that the Commission issue a Notice of Proposed Rule Making as set forth in this Petition.

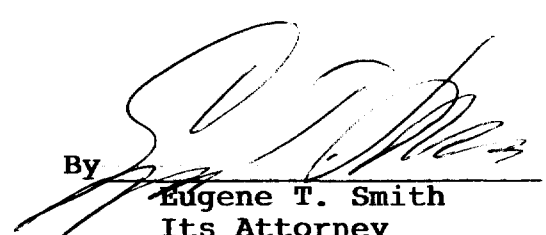
Respectfully submitted:
PHASE II BROADCASTING, INC.

June 15, 1994

715 G Street, S.E.
Washington, D.C. 20003

202-347-2363

By



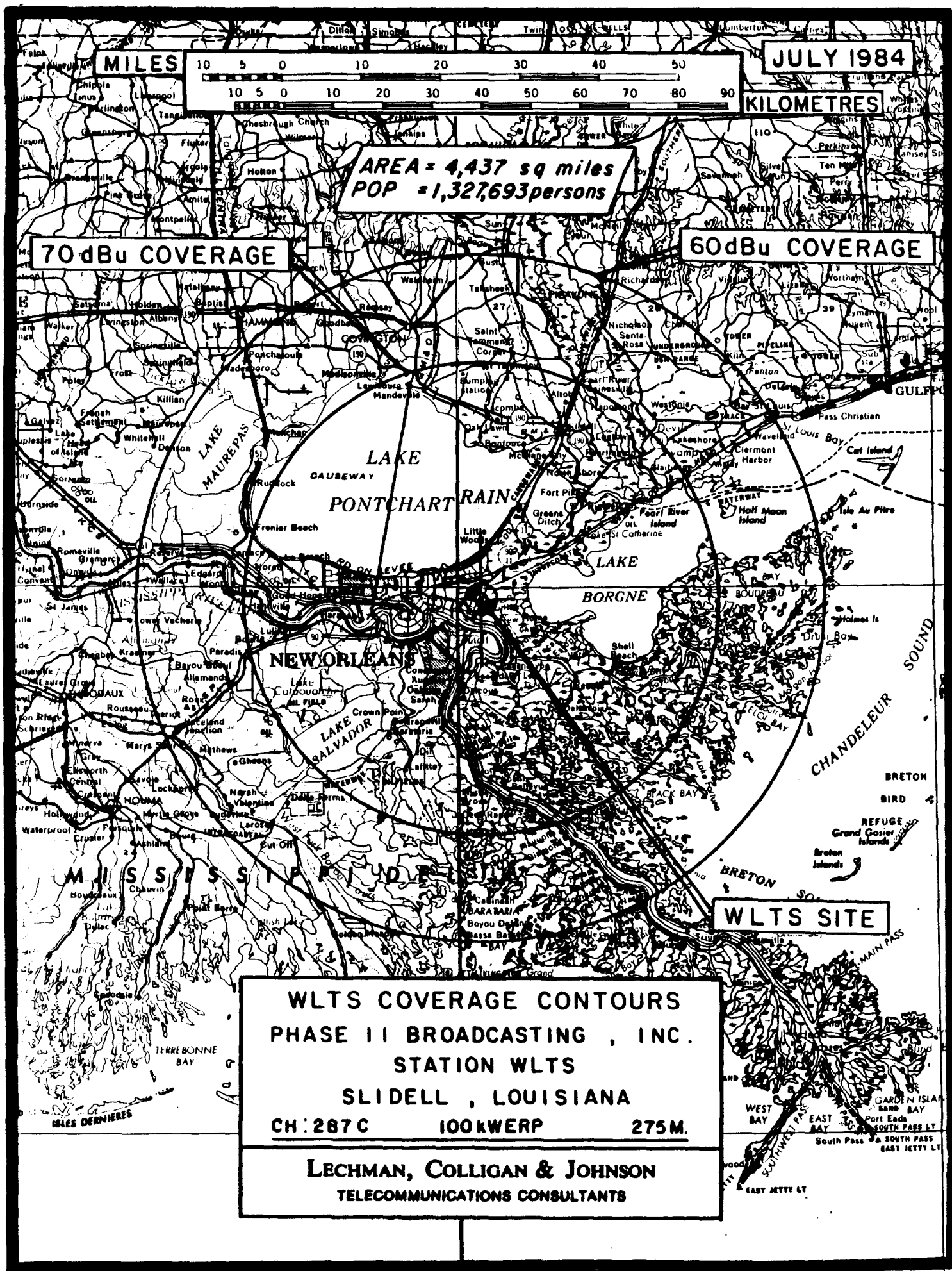
Eugene T. Smith
Its Attorney

ATTACHMENT A

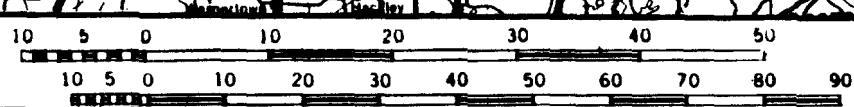


<u>State and City</u>	<u>Channel Deleted</u>	<u>Channel Added</u>	<u>Effective Date</u>	<u>Citation</u>
Louisiana (Cont'd)				
Many	---	296A	4-11-75	See footnote 175
Marksville	---	249A	1-24-69	See footnote 47
	---	221A	3-11-77	42 FR 6369, 39 RR 2d 977
New Orleans	287	---	6-27-66	See footnote 22
Oakdale	---	285A	9-13-68	See footnote 43
Port Sulphur	---	294	4-27-70	See footnote 66
Ruston	296A	298	4-11-75	See footnote 175
Shreveport	---	261A	12-17-71	See footnote 80
Slidell	---	287	6-27-66	See footnote 22
Springhill	---	224A	10-26-73	See footnote 139
Tallulah	---	285A	2-19-74	See footnote 144
Winnsboro	---	240A	4-12-67	See footnote 35
Maine				
Augusta	272A	283	4-26-65	30 FR 3816, 4 RR 2d 1655
	283	294	12-23-71	See footnote 82
	294	282	7-28-72	See footnote 96
Bath	237A	290	10-22-75	See footnote 201
Dover-Foxcroft	---	276A	7-24-67	See footnote 30
Ellsworth	---	239	5-31-65	See footnote 8
Lincoln	---	257A	7-9-71	36 FR 9517
Millinocket	---	249A	8-16-74	See footnote 155
Portland	243	275	4-26-65	30 FR 3816, 4 RR 2d 1655
	---	226	5-9-75	See footnote 180
Presque Isle	237A	*291	4-19-76	41 FR 36 RR 2d 840
Rumford	292A	242	7-28-72	See footnote 95
Sanford	276A	244A	4-26-65	30 FR 3816, 4 RR 2d 1655
	244A	221A	4-29-74	39 FR 11082
Skowhegan	244A	296A	9-7-65	30 FR 9690, 5 RR 2d 1754
	296A	286	12-23-71	See footnote 82
	286	294	5-16-74	See footnote 151
South Paris	288A	224A	12-23-71	See footnote 82
Westbrook	285A	265A	12-23-71	See footnote 82
Maryland				
Braddock Heights	---	280A	4-3-70	See footnote 65
Frostburg	244A	287	7-13-64	See footnote 2
Grasonville	---	276A	12-1-75	See footnote 209

ATTACHMENT B



MILES



JULY 1984

KILOMETRES

AREA = 4,437 sq miles
POP = 1,327,693 persons

70 dBu COVERAGE

60 dBu COVERAGE

NEW ORLEANS

WLTS SITE

WLTS COVERAGE CONTOURS
PHASE II BROADCASTING, INC.
STATION WLTS
SLIDELL, LOUISIANA
CH 28.7 C 100 kW ERP 275 M.

LECHMAN, COLLIGAN & JOHNSON
TELECOMMUNICATIONS CONSULTANTS